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3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 STEWART RIGGS,

7 Plaintiff,

8 v.

9 PIERCE COUNTY SHERIFF'S
10 DEPARTMENT, *et al.*,

11 Defendants.

No. C08-5161 FDB

**ORDER ADOPTING REPORT AND
RECOMMENDATION DISMISSING
ACTION FOR FAILURE TO
PROSECUTE**

12 This civil rights action comes before the Court on the Report and Recommendation of the
13 Magistrate Judge that this action be dismissed as abandoned pursuant to Fed. R. Civ. P. 41(b).
14 Plaintiff has not filed an objection.

15 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen
16 L. Strombom, and the remaining record, does hereby find and ORDER:

- 17 (1) The Court adopts the Report and Recommendation.
18 (2) Plaintiff's action is **DISMISSED WITHOUT PREJUDICE** pursuant to Rule
19 41(b)(2) of the Federal Rules of Civil Procedure.
20 (3) The Clerk is directed to send copies of this Order to Plaintiff and to the Hon.
21 Karen L. Strombom.

22 **DATED** this 31st day of August, 2009.

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25 FRANKLIN D. BURGESS
26 UNITED STATES DISTRICT JUDGE